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MS AF  
RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2685

PATENT  
0033-0619P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: SATO, Hiroya et al. Conf.: 4024  
Appl. No.: 09/400,974 Group: 2685  
Filed: September 22, 1999 Examiner: L. Le  
For: MILLIMETER BAND SIGNAL  
TRANSMITTING/RECEIVING SYSTEM HAVING  
FUNCTION OF TRANSMITTING/RECEIVING  
MILLIMETER BAND SIGNAL AND HOUSE  
PROVIDED WITH THE SAME

2d Ext  
Appeal  
3/10/04

**RECEIVED**

MAR 10 2004

Technology Center 2600

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

**MS AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

March 8, 2004

03/10/2004 BABRAHA1 00000053 09400974

01 FC:1401  
02 FC:1252

330.00 OP  
310.00 OP

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated October 8, 2003 of the Primary Examiner finally rejecting claims 1-40.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of two (2) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of one (1) month(s) for responding to the Final

Rejection was previously requested and paid for on February 6, 2004. Thus a fee of \$310.00 is required to obtain an additional one (1) month(s) for filing the Notice of Appeal.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$330.00

☐ Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$640.00.

Payment of the above TOTAL FEE is being made in the following manner:

☒ Check(s) in the amount of \$640.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Charles Gorenstein, #29,271

RWD  
CG/RWD/kmr  
**0033-0619P**

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(Rev. 02/12/2004)